

February 3, 2006

Ms. Marlene Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, D.C. 20554

**Re: Certification of CPNI Filing (2/3/06)  
EB Docket No. 06-36; EB-06-TC-060**

Dear Ms. Dortch:

Enclosed on behalf of Local Fiber, LLC (“Local Fiber”)\* is a customer proprietary network information (“CPNI”) compliance certificate and accompanying statement, as required by FCC Public Notice, DA 06-223, released January 30, 2006.

Local Fiber is a wholesale provider of telecommunications services to other carriers and, therefore, it does not have access to information that meets the definition of CPNI. Because the Commission’s filing requirement was directed to all telecommunications carriers, however, Local Fiber is submitting the attached documents out of an abundance of caution.

Please contact the undersigned if you have any questions regarding this matter.

Respectfully submitted,

/s/

Sara F. Leibman

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\* Other Local Fiber, LLC entities and trade names registered with the FCC are FiberNet Telecom Group Inc., FiberNet Telecom Group, FiberNet, and Local Fiber.

## **STATEMENT**

Because Local Fiber, LLC provides telecommunications services solely to other carriers on a wholesale basis, it does not have access to information that meets the definition of CPNI.

Local Fiber does not disclose CPNI to any third parties or allow third party access to CPNI. Nor does Local Fiber engage in outbound marketing that utilizes CPNI. Local Fiber, however, trains its employees regarding the appropriate use of private customer information and will ensure that any employee that violates established procedures is appropriately disciplined. In addition, Local Fiber will maintain a record of all instances in which CPNI was disclosed or provided to third parties or in which third parties were allowed access to CPNI.

If Local Fiber obtains access to CPNI in the future and decides to employ CPNI for outbound sales and marketing campaigns, it will:

- maintain a record of sales and marketing campaigns that used customers' CPNI;
- establish a supervisory review process regarding compliance with the CPNI rules with respect to outbound marketing situations and maintain records of compliance for a minimum period of one year;
- and require sales personnel to obtain supervisory approval of any proposed outbound marketing request for customer approval regarding CPNI.

**CPNI Compliance Certification**

I hereby certify that, as an officer of Local Fiber, LLC,\* I have personal knowledge that, to the extent necessary, Local Fiber has established operating procedures that are adequate to ensure compliance with the rules in Subpart U – Customer Proprietary Network Information – of Part 64 of Title 47 of the Code of Federal Regulations. Attached to this Compliance Certification is a statement explaining how Local Fiber is in compliance with these rules.

Name: Title: VP, General CounselDate: 2/3/06

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